United States Court of Appeals

FOR THE EIGHTH CIRCUIT

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-	No. 01-	2258
Anthony Nelson,	*	
Appellant,	*	
V.	*	Appeal from the United States
	*	District Court for the
Larry Norris, Director, Arkansas	*	Eastern District of Arkansas.
Department of Correction; R. Tone	*y, *	
Warden, Varner Super Max, ADC;	S.J. *	[UNPUBLISHED]
Booner, CO-II, Varner Super Max,		
ADC; James Buyers, Disciplinary		
Hearing Officer, Arkansas Department		
of Correction; T. Compton, Grieva	nce *	
Officer, Arkansas Department of	*	
Correction; Robert Clark, Disciplin	ary *	
Hearing Administrator, Arkansas	*	
Department of Correction; T. Moor	re, *	
CO-II, Varner Super Max, ADC; T	. C. *	
French, Sgt., Varner Super Max, A	DC; *	
T. Brown, Grievance Officer, Varn	er *	
Super Max, ADC,	*	
	*	
Appellees.	*	
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Submitted: March 29, 2002 Filed: April 3, 2002

Before LOKEN, BEAM, and RILEY, Circuit Judges.

PER CURIAM.

Arkansas inmate Anthony Nelson appeals from the district court's¹ preservice dismissal without prejudice of his 42 U.S.C. § 1983 action. We deny his motion for service of summons. Having reviewed the record de novo, we conclude Nelson both failed to show he exhausted his administrative remedies and failed to allege a constitutional injury. See 42 U.S.C. § 1997e(a); McAlphin v. Morgan, 216 F.3d 680, 682 (8th Cir. 2000) (per curiam); Cooper v. Schriro, 189 F.3d 781, 783-85 (8th Cir. 1999) (per curiam).

Accordingly, we affirm. See 8th Cir. R. 47B.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.

¹The Honorable William R. Wilson, Jr., United States District Judge for the Eastern District of Arkansas.